

1 Amend 2 Cal. Code Regs. section 18707.9 as follows:

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3 **§ 18707.9. Public Generally – Residential Properties.**  
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5 (a) For purposes of this regulation, the The effect of a governmental decision on a public  
6 official's real property interests is indistinguishable from the effect on the public generally if  
7 5,000 or ten percent or more of all property owners or all homeowners in the jurisdiction of the  
8 official's agency or the district the official represents are affected by the decision and the official  
9 owns three or fewer residential property units. A public official's principal residence, ~~as defined~~  
10 ~~in Title 2, California Code of Regulations, section 18707.3(b),~~ does not count as one of these  
11 residential property units ~~a unit for purposes of this subdivision.~~

12 (b) The effect of a governmental decision on any of a public official's economic ~~interest~~  
13 interests (including real property and business interests) is indistinguishable from the effect on  
14 the public generally if all of the following apply:

15 (1) The decision is to establish, eliminate, amend, or otherwise affect the respective rights or  
16 liabilities of tenants and owners of residential property pursuant to a resolution, rule, ordinance,  
17 or other law of general application;

18 (2) No economic interest of the public official other than one created by ownership of  
19 residential real property, or the rental of that property, is analyzed under this regulation;

20 (3) The official's economic interests are not directly involved in the decision (as provided in  
21 ~~Title 2, California Code of Regulations,~~ 2 Cal. Code Regs. sections 18704.1, 18704.2(a), and  
22 18705.1);

23 (4) The decision affects at least ten percent of the residential property units in the jurisdiction of  
24 the public official or district he or she represents; and

25 (5) The decision will affect the official's economic interests in substantially the same manner  
26 as it will affect other residential property owners or owners of residential rental property. A

1 public official will be affected in substantially the same manner for purposes of this subdivision  
2 if the decision will be applied on a proportional or “across-the-board” basis on the official’s  
3 economic interests as on other residential property owners or other owners of residential rental  
4 property affected by the decision.

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6 NOTE: Authority cited: Section 83112, Government Code.

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8 Reference: Section 87103, Government Code.